

ORDINANCE NO. 95-26

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, REPEALING ORDINANCE NO. 76-11 WHICH CREATED THE BOCA DEL MAR II NEW COMMUNITY DISTRICT; PROVIDING FOR RESPONSIBILITY FOR DEBTS; PROVIDING FOR INCLUSION IN THE CODE OF LAWS AND ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Boca Del Mar Associates, a general partnership, petitioned Palm Beach County for the establishment of a new community district to be known as "Boca Del Mar II New Community District" (hereinafter the "District"); and

WHEREAS, the District was never activated, never had governing members, never taxed, and in fact, never operated; and

WHEREAS, the District is currently listed as "inactive" on the Official List of Special Districts; and

WHEREAS, based on the foregoing, the Board of County Commissioners desires to dissolve the District.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

SECTION 1. REPEAL OF ORDINANCE AND DISSOLUTION.

Ordinance No. 76-11 is hereby repealed, thereby dissolving the "Boca Del Mar II New Community District" through the authorization vested in the Board through Section 190.046(8), Florida Statutes.

SECTION 2. RESPONSIBILITY FOR DEBTS.

Should it be discovered that the District owes any debt, any property or assets of the District shall be subject to legal process for the payment of such debt as provided by law.

SECTION 3. INCLUSION IN THE CODE OF LAWS AND ORDINANCES.

The provisions of this Ordinance shall become and be made a part of the Code of Laws and Ordinances of Palm Beach County, Florida. The sections of this Ordinance may be renumbered or relettered to accomplish such, and the word "ordinance" may be changed to "section", "article", or any other appropriate word.

SECTION 4. SEVERABILITY.

If any section, paragraph, sentence, clause, phrase, or word of this ordinance is for any reason held by a Court to be unconstitutional, inoperative or void, such holding shall not affect the remainder of this Ordinance.

SECTION 5. REPEAL OF LAWS IN CONFLICT.

Ordinance No. 76-11 is hereby repealed in its entirety as are

1 all other local ordinances in conflict with any provision of this
2 Ordinance to the extent of such conflict.

3 **SECTION 6. EFFECTIVE DATE.**

4 The provisions of this Ordinance shall become effective upon
5 receipt of acknowledgement from the Secretary of State.

6 **APPROVED AND ADOPTED** by the Board of County Commissioners of
7 Palm Beach County, on the JUL 18 1995 day of _____, 1995.

8 PALM BEACH COUNTY, FLORIDA,
9 BY ITS BOARD OF COUNTY COMMISSIONERS

10 By: [Signature]
11 Chairman JUL 18 1995

12 APPROVED AS TO FORM AND
13 LEGAL SUFFICIENCY

14 By: [Signature]
15 COUNTY ATTORNEY



DOROTHY H. WILKEN, CLERK
Board of County Commissioners
[Signature]
DEPUTY CLERK

16 Acknowledgement by the Department of State of the State of
17 Florida, on this, the 28th day of July, 1995.

18 **EFFECTIVE DATE:** Acknowledgement from the Department of State
19 received on the 9th day of August, 1995, at
20 2:01 P.M. and filed in the Office of the Clerk of
21 the Board of County Commissioners of Palm Beach County, Florida.

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STATE OF FLORIDA, COUNTY OF PALM BEACH
I, DOROTHY H. WILKEN, ex-officio Clerk of the
Board of County Commissioners certify this to be a
true and correct copy of the original filed in my office
on 7/18/95
DATED at West Palm Beach, FL on 8/16/95
DOROTHY H. WILKEN, Clerk
By: [Signature] D.C.